United Nations E/2005/L.34

Economic and Social Council

Distr.: Limited
20 July 2005

Original: English

Substantive session of 2005
New York, 29 June-27 July 2005
Agenda item 14 (g)
Social and human rights questions: human rights

Programme budget implications of resolutions and decisions recommended for adoption by the Economic and Social Council contained in the report of the Commission on Human Rights at its sixty-first session

Statement submitted by the Secretary-General in accordance with rule 31 of the rules of procedure of the Economic and Social Council

I. Introduction

1. At its sixty-first session, the Commission on Human Rights adopted a number of resolutions and decisions for adoption by the Economic and Social Council entailing statements of programme budget implications. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the Commission was informed of these programme budget implications through oral statements.

II. Resolution 2005/2 on the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination

2. Under operative paragraph 11 of resolution 2005/2, the Commission decided to end the mandate of the Special Rapporteur on the question of the use of mercenaries and to establish a working group on the question of the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination, to be made up of five independent experts, one from each regional group, for a period of three years.

3. The Commission, in operative paragraphs 12 and 14, respectively, requested the working group to meet for five working days before its next session and to

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report annually on the progress made in the fulfilment of its mandate to the Commission and to the General Assembly.

4. By ending of the mandate of the Special Rapporteur, an amount of $49,100 would be available for other mandates under the category of activities considered to be of a perennial nature.

5. Activities envisaged in connection with the establishment of a working group under operative paragraph 11 of the resolution, would require provisions for consultancies as well as travel and subsistence for the experts to attend the meetings of the group and to undertake annual field missions. Total full costs of requirements under section 24, Human rights, of the programme budget for the biennium 2004-2005 are as follows: (a) $15,000 per year for consultancies or $45,000 for the 3-year mandate, and (b) $49,300 annually for travel and subsistence or a total of $147,900 for the 3-year mandate.

6. Activities envisaged under operative paragraph 14 would require provisions for travel and subsistence for the chairman of the working group. Total full costs of such travel and subsistence would amount to $13,300 annually or a total of $39,900 for the 3-year mandate under section 24, Human rights of the programme budget.

7. The holding of meetings of the working group, as requested in operative paragraph 12, would further require annual provisions for conference services for 5 days duration in the total amount of $107,100 as follows:

	United States dollars
Section 2. General Assembly affairs and conference services	103 800
Section 29E. Administration, Geneva	3 300
Total	**107 100**

Total conference servicing requirements for the 3-year mandate would amount to $321,300.

8. No provisions have been made under the programme budget for the biennium 2004-2005 for the travel requirements of the working group and of the chairman of the working group, as well as for the associated consultancy and conference servicing requirements. Should the resolution be adopted, it will not be possible to absorb these additional requirements of the working group. Therefore, an additional appropriation by the General Assembly of $77,600 would be required under section 24, Human rights, as well as $103,800 under section 2, General Assembly affairs and conference services, and $3,300 under section 29E, Administration, Geneva, for the biennium 2004-2005.

9. No provisions have been made for the travel and conference servicing requirements of the working group in 2006-2007 in the proposed programme budget for 2006-2007. It is estimated that additional requirements would amount to $155,200 under section 23, Human rights, $207,600 under section 2, General Assembly affairs and conference services, and $6,600 under section 28E, Administration, Geneva.

III. Resolution 2005/4 on the right to development

10. Under the terms of operative paragraph 6 of resolution 2005/4, the Commission requested the Office of the United Nations High Commissioner for Human Rights (OHCHR) to provide all necessary administrative support and financial and human resources to the High-level Task Force on the Implementation of the Right to Development. Furthermore, under the terms of operative paragraph 9, the Commission requested OHCHR to continue to provide all necessary administrative support as well as financial and human resources to the Subcommission in its work on the concept document requested by the Commission in its resolution 2003/83.

11. In this connection, it is recalled that, by its resolution 59/277 A of 23 December 2004, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A of 23 December 2003, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

12. The attention of the Commission is also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

13. Under operative paragraph 11 of resolution 2005/4, the Commission decided to renew the mandate of the Working Group on the Right to Development for one year and to convene its seventh session before the sixty-second session of the Commission for a period of 10 working days, 5 of which will be allocated to the second meeting of the high-level task force to be held well in advance of the session of the Working Group.

14. The 5-day task force meeting and 5-day session of the Working Group, as proposed under operative paragraph 11, would require provisions for conference servicing as follows:

	United States dollars
Section 2. General Assembly affairs and conference services	341 600
Section 29E. Administration, Geneva	6 600
Total	**348 200**

15. Provisions related to the extension of the mandate of the Working Group and the meetings of the High-level Task Force and the Working Group have been included under section 2, General Assembly affairs and conference services, and section 29E, Administration, Geneva, of the programme budget for the biennium 2004-2005 and the proposed programme budget for the biennium 2006-2007, respectively. Hence, the adoption of the resolution would not entail additional conference servicing requirements.

16. Activities envisaged under operative paragraph 11 in connection with the meeting of the Task Force would require provisions for travel and subsistence and the commissioning of four expert papers. Total full costs of such requirements

amount to $89,300 under section 24, Human rights, in the biennium 2004-2005. No provisions have been made under the programme budget for the biennium 2004-2005 for these requirements. Should the resolution be adopted, it will not be possible to absorb the additional requirements of the Task Force. Therefore, an additional appropriation by the General Assembly of $89,300 would be required under section 24, Human rights.

17. Resources for travel and subsistence would also be required in connection with the report of the chairman of the High-level Task Force to the Working Group at its meeting in early 2006. No provisions have been made for these requirements in the proposed programme budget for 2006-2007. It is estimated that additional requirements would amount to $6,500 under section 23, Human rights, of the proposed programme budget for 2006-2007.

IV. Resolution 2005/10 on the situation of human rights in Myanmar

18. Under operative paragraph 7 (a) of resolution 2005/10, the Commission decided to extend the mandate of the Special Rapporteur on the situation of human rights in Myanmar, as contained in Commission resolution 1992/58 of 3 March 1992, for a further year and requested the Special Rapporteur to submit an interim report to the General Assembly at its sixtieth session and to report to the Commission at its sixty-second session.

19. Total full costs of the activities envisaged under the resolution would amount to $76,300 in the biennium 2004-2005 under section 24, Human rights.

20. The mandate of the Special Rapporteur falls under the category of activities considered to be of a perennial nature. Provisions have already been included in the programme budget for the biennium 2004-2005 for activities of this nature. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

V. Resolution 2005/11 on the situation of human rights in the Democratic People's Republic of Korea

21. Under operative paragraphs 10 and 12 of resolution 2005/11, the Commission decided to extend the mandate of the Special Rapporteur on the situation of human rights in the Democratic People's Republic of Korea, as contained in Commission resolution 2004/13 of 15 April 2004, for a further year and requested the Special Rapporteur to report his findings to the General Assembly at its sixtieth session and to the Commission at its sixty-second session.

22. Total full costs of the activities envisaged under resolution 2005/11, if adopted, would amount to $77,100 in the biennium 2004-2005 under section 24, Human rights.

23. The mandate of the Special Rapporteur falls under the category of activities considered to be of a perennial nature. Provisions have already been included in the programme budget for the biennium 2004-2005 for activities of this nature. Hence,

no additional appropriation would be required as a result of the adoption of the resolution.

VI. Resolution 2005/13 on the situation of human rights in Belarus

24. Under operative paragraph 4 of resolution 2005/13, the Commission decided to extend the mandate of the Special Rapporteur on the situation of human rights in Belarus for a further year, from within existing resources, and requested him to continue his efforts to establish direct contacts with the Government and the people of Belarus, with a view to examining the situation of human rights in Belarus and following any progress made towards the elaboration of a programme on human rights education for all sectors of society, in particular law enforcement, the judiciary, prison officials and civil society, and to report to the Commission at its sixty-second session.

25. Total full costs of the activities envisaged under operative paragraph 4 of the resolution would amount to $68,100 in the biennium 2004-2005 under section 24, Human rights.

26. The mandate of the Special Rapporteur falls under the category of activities considered to be of a perennial nature. Provisions have already been included in the programme budget for the biennium 2004-2005 for activities of this nature. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

27. As regards the extension of the mandate of the Special Rapporteur "from within existing resources", the attention of the Commission is drawn to the provisions of General Assembly resolution 45/248 B, section VI, in which the Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

VII. Resolution 2005/19 on the effects of economic reform and foreign debt on the full enjoyment of all human rights

28. Under operative paragraph 22 of resolution 2005/19, the Commission decided to convene an expert consultation of 3 working days with the participation of experts from the United Nations Development Programme (UNDP), the United Nations Population Fund (UNFPA), the United Nations Conference on Trade and Development (UNCTAD), the Food and Agriculture Organization of the United Nations (FAO), the International Labour Organization (ILO), the World Health Organization (WHO) and other relevant United Nations agencies, the Committee on Economic, Social and Cultural Rights, the regional economic commissions, the international financial institutions, the special rapporteurs on economic, social and cultural rights, creditor and debtor States and non-governmental organizations to contribute to the work of the independent expert to finalize draft general guidelines.

29. Under operative paragraph 25, the Commission requested the independent expert on the effects of structural adjustment policies and foreign debt on the full

enjoyment of human rights to report to the General Assembly on the issue of the effects of economic reform policies and foreign debt on the full enjoyment of human rights, particularly economic, social and cultural rights.

30. Under operative paragraph 27, the Commission requested the Secretary-General to provide the independent expert with all necessary assistance, in particular the staff and resources required to carry out his functions; as well as to facilitate his participation and contribution in the follow-up process of the International Conference on Financing for Development, including in the multi-stakeholder consultations to be organized in 2005 on issues relevant to his mandate.

31. In connection with operative paragraph 27, it is recalled that by its resolution 59/277 A, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

32. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

33. The expert consultation of 3 working days proposed under the terms of operative paragraph 22 would require provisions for conference servicing as follows:

	United States dollars
Section 2. General Assembly affairs and conference services	82 600
Section 29E. Administration, Geneva	1 900
Total	**84 500**

34. No provisions have been made under the programme budget for the biennium 2004-2005 to convene the expert consultation of 3 working days. It will not be possible to absorb these additional conference servicing requirements. Therefore, an additional appropriation by the General Assembly of $82,600 would be required under section 2, General Assembly affairs and conference services and of $1,900 under section 29E, Administration, Geneva.

35. In addition, provisions for travel and subsistence for four experts (including two from debtor countries) and for consultancy would be required in connection with the expert consultation under the terms of operative paragraph 22. Total costs of such requirements would amount to $43,400. No provisions have been made for these activities in the programme budget for the biennium 2004-2005. However, it is anticipated that the costs could be absorbed within overall resources included in the programme budget for the biennium under section 24, Human rights.

36. The provision of $17,500 for travel and subsistence for the independent expert, an expert of the Committee on Economic, Social and Cultural Rights and the special rapporteurs on economic, social and cultural rights would also be required in connection with the expert consultation under the terms of operative paragraph 22.

Their respective mandates fall under the category of activities considered to be of a perennial nature, provisions for which have already been included in the programme budget for the biennium 2004-2005 under section 24, Human rights. Hence, no additional appropriation would be required in this regard as a result of the adoption of paragraph 22.

37. Resources for travel and subsistence, as well as for temporary assistance, for the independent expert under the terms of operative paragraph 25, would amount to $21,900 in the biennium 2004-2005 under section 24, Human rights. The mandate of the independent expert falls under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005. Hence, no additional appropriation would be required as a result of the adoption of paragraph 25.

VIII. Resolution 2005/24 on the right of everyone to the enjoyment of the highest attainable standard of physical and mental health

38. Under operative paragraph 19 of resolution 2005/24, the Commission decided to extend, for a period of three years, the mandate of the Special Rapporteur on the right for everyone to the enjoyment of the highest attainable standard of physical and mental health.

39. Under operative paragraph 26, the Commission requested the United Nations High Commissioner for Human Rights to provide all the necessary resources for the effective fulfilment of the Special Rapporteur's mandate from within existing resources.

40. Under operative paragraph 28, the Commission requested the Special Rapporteur to submit a report to the Commission annually and an interim report to the General Assembly on the activities performed under his mandate.

41. Total full costs of the activities envisaged under operative paragraphs 19 and 28, if adopted, would amount to $63,600 under section 24, Human rights, in the biennium 2004-2005 and $127,200 under section 23, Human rights, in the biennium 2006-2007.

42. The mandate of the Special Rapporteur falls under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005 and in the proposed programme budget for the biennium 2006-2007. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

43. In connection with operative paragraph 26, it is recalled that, by its resolution 59/277 A, the General Assembly approved under the regular budget for the biennium 2004-2005 resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

44. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that

administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

IX. Resolution 2005/27 on enforced or involuntary disappearances

45. Under the terms of operative paragraph 10 of resolution 2005/27, the Commission, inter alia, requested the Secretary-General: (a) to ensure that the Working Group receives all the assistance and resources it requires to perform its function, including supporting the principles of the Declaration on the Protection of All Persons from Enforced Disappearance, carrying out and following up on missions and holding sessions in countries that are prepared to receive it; and (b) to provide the resources needed to update the database on cases of enforced disappearance.

46. In this connection, it is recalled that by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

47. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

48. Under the terms of operative paragraph 15, the Commission requested the United Nations High Commissioner for Human Rights to invite the former independent expert to examine the existing international criminal and human rights framework for the protection of persons from enforced or involuntary disappearance, the former Chairman-Rapporteur of the sessional working group on the administration of justice of the Subcommission on the Promotion and Protection of Human Rights, who submitted to the sessional working group in 1998 a draft international convention on the protection of all persons from enforced disappearance (E/CN.4/Sub.2/1998/19, annex), and also a representative of the Working Group on Enforced or Involuntary Disappearances to participate in the activities of the intersessional working group.

49. Total full costs of the activities envisaged under operative paragraph 15 would amount to $19,700 in the biennium 2004-2005 under section 24, Human rights.

50. The mandates of the independent experts and rapporteurs fall under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

X. Resolution 2005/33 on independence and impartiality of the judiciary, jurors and assessors and the independence of lawyers

51. Under the terms of operative paragraph 14 of resolution 2005/33, the Commission requested the Secretary-General, within the limits of the United Nations regular budget, to provide the Special Rapporteur on the independence of judges and lawyers with any assistance he might need for the discharge of his mandate.

52. In this connection, it is recalled that, by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

53. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

XI. Resolution 2005/38 on the right to freedom of opinion and expression

54. Under the terms of operative paragraph 12 of resolution 2005/38, the Commission again requested the Secretary-General to provide the assistance necessary to the Special Rapporteur on the promotion and protection of the right to freedom of opinion and expression to fulfil his mandate effectively, in particular by placing adequate human and material resources at his disposal.

55. In this connection, it is recalled that, by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

56. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

57. Under the terms of operative paragraph 13, the Commission decided to extend the mandate of the Special Rapporteur for a further three years.

58. Under the terms of operative paragraph 14, the Commission requested the Special Rapporteur to submit to the Commission an annual report covering activities relating to his mandate.

59. Total full costs of the activities envisaged under this decision, if adopted, would amount to $78,100 under section 24, Human rights, in the biennium 2004-2005 and $156,200 under section 23, Human rights, in the biennium 2006-2007.

60. The mandate of the Special Rapporteur falls under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005 and in the proposed programme budget for the biennium 2006-2007. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

XII. Resolution 2005/39 on torture and other cruel, inhuman or degrading treatment or punishment

61. Under the terms of operative paragraph 35 of resolution 2005/39, the Commission requested the Secretary-General to ensure, within the overall budgetary framework of the United Nations, the provision of an adequate and stable level of staffing and the necessary technical facilities for the bodies and mechanisms involved in combating torture and assisting victims of torture in order to ensure their effective performance, commensurate with the strong support expressed by Member States for combating torture and assisting victims of torture.

62. In this connection, it is recalled that by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

63. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

XIII. Resolution 2005/41 on the elimination of violence against women

64. Under the terms of operative paragraph 29 of resolution 2005/41, the Commission renewed its request to the Secretary-General to continue to provide the Special Rapporteur on violence against women, its causes and consequences with all necessary assistance, in particular the staff and resources required to perform all mandated functions, especially in carrying out and following up on missions undertaken either separately or jointly with other special rapporteurs and working groups, as well as adequate assistance for periodic consultations with the Committee on the Elimination of Discrimination against Women and all other treaty bodies.

65. In this connection, it is recalled that by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that

OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

66. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

XIV. Resolution 2005/47 on the human rights of migrants

67. Under the terms of operative paragraph 24 of resolution 2005/47, the Commission decided to extend the mandate of the Special Rapporteur on the human rights of migrants for a period of three years.

68. Under the terms of operative paragraph 32, the Commission requested the Secretary-General to give the Special Rapporteur all the necessary human and financial assistance for the fulfilment of her mandate.

69. Total full costs of the activities envisaged under operative paragraph 24, if adopted, would amount to $90,600 under section 24, Human rights, in the biennium 2004-2005 and $181,200 under section 23, Human rights, in the biennium 2006-2007.

70. The mandate of the Special Rapporteur falls under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005 and in the proposed programme budget for the biennium 2006-2007. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

71. In connection with operative paragraph 32, it is recalled that by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

72. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

XV. Resolution 2005/49 on the Working Group on Indigenous Populations

73. Under the terms of operative paragraph 8 (a) of resolution 2005/49, the Commission requested the Secretary-General to provide adequate resources and assistance to the Working Group on Indigenous Populations in the discharge of its tasks, including adequate dissemination of information about the activities of the Working Group to Governments, the specialized agencies, non-governmental organizations and organizations of indigenous people, in order to encourage the widest possible participation in its work.

74. In this connection, it is recalled that by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

75. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

XVI. Resolution 2005/50 on the Working Group of the Commission on Human Rights to elaborate a draft declaration in accordance with paragraph 5 of General Assembly resolution 49/214 of 23 December 1994

76. Under operative paragraph 5 of resolution 2005/50, the Commission recommended that the Working Group meet for 10 working days prior to the sixty-second session of the Commission and that the cost of the meeting be met from within existing resources.

77. Under operative paragraph 6 of the resolution, the Commission invited the Chairperson-Rapporteur of the Working Group to undertake enquiries with OHCHR to determine the possibility of convening additional meetings of the Working Group, within existing resources, with a view to facilitating progress in drafting a declaration on the rights of indigenous people.

78. Provisions related to the extension of the mandate of the Working Group have been included under section 2, General Assembly affairs and conference services, and section 29E, Administration, Geneva, of the programme budget for the biennium 2004-2005. Hence, the adoption of the resolution would not entail additional conference servicing requirements.

79. In connection with the reference to "within existing resources" in operative paragraphs 4 and 5, the attention of the Commission was drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

XVII. Resolution 2005/51 on human rights and indigenous issues

80. Under the terms of operative paragraph 12 of resolution 2005/51, the Commission requested OHCHR to facilitate the attendance of the Special Rapporteur on the situation of human rights and fundamental freedoms of indigenous people at the fourth annual session of the Permanent Forum on Indigenous Issues, to be held at United Nations Headquarters in May 2005.

81. Under the terms of operative paragraph 19, the Commission requested the Secretary-General and the United Nations High Commissioner for Human Rights to

provide all the necessary human, technical and financial assistance to the Special Rapporteur for the effective fulfilment of his mandate.

82. Total full costs of the activities envisaged under operative paragraph 12 would amount to $8,400 under section 24, Human rights, in the biennium 2004-2005.

83. The mandate of the Special Rapporteur falls under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

84. In connection with operative paragraph 19, it is recalled that, by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

85. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

XVIII. Resolution 2005/55 on human rights and international solidarity

86. Under the terms of operative paragraph 6 of resolution 2005/55, the Commission decided to appoint an independent expert on human rights and international solidarity for a period of three years.

87. Under the terms of operative paragraph 9, the Commission requested the independent expert to report annually to the Commission on the progress made in the fulfilment of his/her mandate.

88. Total full costs of the activities envisaged under operative paragraphs 6 and 7 of resolution 2005/55, if adopted, would amount to $34,000 under section 24, Human rights, in the biennium 2004-2005 and $68,000 under section 23, Human rights, in the biennium 2006-2007.

89. The mandate of the independent expert falls under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005 and in the proposed programme budget for the biennium 2006-2007. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

XIX. Resolution 2005/62 on the Convention on the Prevention and Punishment of the Crime of Genocide

90. Under the terms of operative paragraph 9 of resolution 2005/62, the Commission requested the Secretary-General to make available to the Commission at its sixty-second session a report on the implementation of the five point action

plan and on the activities of the Special Adviser on the Prevention of Genocide and invited the Special Adviser to address the Commission at the same session as well as at the sixty-third session on the progress made in discharging his duties.

91. Resources for travel and subsistence would be required in connection with the invitation to the Special Adviser to address the Commission at its sixty-second and sixty-third sessions. No provisions have been made for these requirements in the proposed programme budget for the biennium 2006-2007. Total full costs of such requirements would amount to $14,200 under section 23, Human rights.

XX. Resolution 2005/64 on the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance and the comprehensive implementation of and follow-up to the Durban Declaration and Programme of Action

92. Under the terms of operative paragraph 16 of resolution 2005/64, the Commission decided to request OHCHR, in consultation with Member States, to convene a high-level seminar for five days during the fourth session of the Intergovernmental Working Group on the Effective Implementation of the Durban Declaration and Programme of Action.

93. Under the terms of operative paragraph 29, the Commission, inter alia, requested the High Commissioner for Human Rights to expedite the consultative process in 2005 in respect of the development of a racial equality index and to submit to the Commission, at its sixty-second session, a draft base document on the proposed index.

94. Under the terms of operative paragraph 31, the Commission requested the High Commissioner to provide all the necessary resources for the effective fulfilment of the mandates of the Intergovernmental Working Group on the Effective Implementation of the Durban Declaration and Programme of Action, the Working Group of Experts on People of African Descent and the group of independent eminent experts, and also requested that in this regard particular attention be given to the proper staffing and adequate resources for the Anti-Discrimination Unit within OHCHR.

95. Under the terms of operative paragraph 36, the Commission decided to extend the mandate of the Special Rapporteur on Racism, Racial Discrimination, Xenophobia and Related Intolerance for a period of three years.

96. Under the terms of operative paragraph 40, the Commission requested the Secretary-General to provide the Special Rapporteur with all the necessary human and financial assistance to carry out his mandate efficiently, effectively and expeditiously and to enable him to submit an interim report to the General Assembly at its sixtieth session and to the Commission at its sixty-first session.

97. In connection with operative paragraphs 31 and 40, it is recalled that, by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the

Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

98. The attention of the Commission is also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

99. Total full costs of travel and subsistence provisions in connection with convening the high-level seminar envisaged under operative paragraph 16 would amount to $20,700 for the first two days and $62,100 for the remaining three days of the seminar. It is anticipated that the above costs would be covered from extrabudgetary resources available to OHCHR. Hence, no additional appropriation would be required.

100. Total full costs of travel and consultancy requirements in connection with activities envisaged under operative paragraph 29 would amount to $26,200. It is anticipated that these costs would be covered from extrabudgetary resources available to OHCHR. Hence, no additional appropriation would be required.

101. Total full costs of the activities envisaged under operative paragraph 36, if adopted, would amount to $81,900 under section 24, Human rights, in the biennium 2004-2005 and $163,800 under section 23, Human rights, in the biennium 2006-2007.

102. The mandate of the Special Rapporteur falls under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005 and in the proposed programme budget for the biennium 2006-2007. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

XXI. Resolution 2005/69 on human rights and transnational corporations and other business enterprises

103. Under operative paragraph 1 of resolution 2005/69, the Commission requested the Secretary-General to appoint a special representative on the issue of human rights and transnational corporations and other business enterprises, for an initial period of 2 years, who shall submit an interim report to the Commission on Human Rights at its sixty-second session, and a final report at its sixty-third session.

104. Under operative paragraph 5 of the resolution, the Commission requested the High Commissioner for Human Rights to convene, annually, in cooperation with the special representative, a meeting with senior executives from companies and experts from a particular sector, such as the pharmaceutical, extractive or chemical industries, to consider, within the mandate of the Special Representative as set out in operative paragraph 1 of the resolution, the specific human rights issues faced by those sectors, to raise awareness and share best practice and to report to the sixty-second session of the Commission, under this agenda item, on the outcome of the first meeting.

105. Total full costs of the activities of the Special Representative envisaged under operative paragraphs 1 and 5, if adopted, would amount to $39,100 under section

24, Human rights, in the biennium 2004-2005 and $39,100 under section 23, Human rights, in the biennium 2006-2007.

106. The mandate of the special representative falls under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005 and in the proposed programme budget for the biennium 2006-2007. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

107. The meeting, as proposed under the terms of operative paragraph 5, would require annual provisions for conference servicing as follows:

	United States dollars
Section 2. General Assembly affairs and conference services	44 300
Section 29E. Administration, Geneva	1 400
Total	**45 700**

108. No provisions have been made under the programme budget for the biennium 2004-2005 to convene the meeting called for in paragraph 5. Should the resolution be adopted, it will not be possible to absorb these additional conference servicing requirements. Therefore, an additional appropriation by the General Assembly of $44,300 would be required under section 2, General Assembly affairs and conference services, and of $1,400 under section 29E, Administration, Geneva.

109. Likewise, no provisions have been made for conference servicing requirements of the meeting to be held in 2006 in the proposed programme budget for 2006-2007. It is estimated that additional requirements would amount to $44,300 under section 2, General Assembly affairs and conference services, and $1,400 under section 28E, Administration, Geneva.

110. In addition, provisions for travel and subsistence of five experts in the amount of $25,500 in connection with the meeting would be required under section 24, Human rights, in the biennium 2004-2005. No provisions have been made for these requirements. It is anticipated, however, that the costs could be absorbed within overall resources included in the programme budget for this biennium under section 24, Human rights.

111. Resources for travel and subsistence of five experts in connection with the meeting would also be required in 2006. No provisions have been made for these requirements in the proposed programme budget for 2006-2007. It is estimated that additional requirements would amount to $25,500 under section 23, Human rights.

112. Under operative paragraph 4 of resolution 2005/69, the Commission requested OHCHR to provide all necessary administrative support and financial and human resources to the special representative in carrying out his mandate.

113. In connection with operative paragraph 4, it is recalled that by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

114. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

XXII. Resolution 2005/78 on technical cooperation and advisory services in Nepal

115. Under operative paragraph 14 of resolution 2005/78, the Commission requested the High Commissioner for Human Rights, in accordance with the agreement signed with the Government of Nepal on 11 April 2005, to establish an office in Nepal with a mandate to assist the Nepalese authorities in developing policies and programmes for the promotion and protection of human rights, to monitor the situation of human rights and observance of international humanitarian law, including investigation and verification nationwide through the international human rights officers and the establishment of field-based offices staffed with international personnel, to report in accordance with the Agreement and to work in cooperation with other United Nations and other international organizations based in Nepal in this regard.

116. Costs of the start-up phase (April-July 2005) of the activities envisaged under operative paragraph 14 would amount to $620,400 in the biennium 2004-2005 under section 24, Human rights. An assessment mission is currently in Nepal to estimate the full requirements for this operation. A final budget will be developed on the basis of the findings of the assessment mission.

117. It is anticipated that voluntary contributions would be sought to cover the costs of the envisaged activities from extrabudgetary resources available to OHCHR. Hence, no additional appropriation would be required.

XXIII. Resolution 2005/79 on the rights of persons belonging to national or ethnic, religious and linguistic minorities

118. Under operative paragraphs 6 and 7 of resolution 2005/79, respectively, the Commission requested, the High Commissioner to appoint an independent expert on minority issues for a period of two years and requested the independent expert to submit annual reports on his/her activities to the Commission.

119. Under operative paragraph 8 of the resolution, the Commission requested the Secretary-General to provide all the necessary resources, from within existing budgetary resources, for the effective fulfilment of the mandate of the independent expert.

120. Under operative paragraph 9 of the resolution, the Commission decided to amend the mandate of the Working Group on Minorities, with a view to its holding one session of three working days annually during the time of the annual session of the Subcommission on the Promotion and Protection of Human Rights, focusing its work on interactive dialogue with relevant non-governmental organizations and on conceptual support of and dialogue with the independent expert, who shall participate as an observer.

121. Total full costs of the activities envisaged under operative paragraphs 6 and 7 would amount to $78,100 under section 24, Human rights, in the biennium 2004-2005 and $156,200 under section 23, Human rights, in the biennium 2006-2007.

122. The mandate of the Special Representative falls under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005 and in the proposed programme budget for the biennium 2006-2007. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

123. The amendment of the mandate of the Working Group as envisaged under operative paragraph 9, would make available the amount of $72,200 for other mandates under section 23, Human rights, of the proposed programme budget for the biennium 2006-2007.

124. Conference servicing provisions related to the mandate of the Working Group have been included in the programme budget for the biennium 2004-2005 and the proposed programme budget for the biennium 2006-2007. Hence, the adoption of the resolution would not entail additional conference servicing requirements.

125. In connection with the Commission's request under operative paragraph 8, it is recalled that by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

126. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

XXIV. Resolution 2005/80 on protection of human rights and fundamental freedoms while countering terrorism

127. Under the terms of operative paragraph 14 of resolution 2005/80, the Commission decided to appoint, for a period of three years, a special rapporteur on the promotion and protection of human rights and fundamental freedoms while countering terrorism.

128. Total full costs of the activities envisaged under operative paragraph 13 of the resolution, if adopted, would amount to $81,800 under section 24, Human rights, in the biennium 2004-2005 and $163,600 under section 23, Human rights, in the biennium 2006-2007.

129. The mandate of the special rapporteur falls under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005 and in the proposed programme budget for the biennium 2006-2007. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

XXV. Resolution 2005/82 on the situation of human rights in the Sudan

130. Under the terms of operative paragraph 8 of resolution 2005/82, the Commission decided to establish the mandate of a special rapporteur on the situation of human rights in the Sudan for one year and would request the special rapporteur to monitor the situation of human rights in the Sudan and submit an interim report to the General Assembly at its sixtieth session and to report to the Commission at its sixty-second session.

131. Total full costs of the activities envisaged under operative paragraph 8 of the resolution, if adopted, would amount to $74,100 in the biennium 2004-2005 under section 24, Human rights.

132. The mandate of the special rapporteur falls under the category of activities considered to be of a perennial nature. Provisions have already been included in the programme budget for the biennium 2004-2005 for activities of this nature. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

XXVI. Resolution 2005/83 on assistance to Somalia in the field of human rights

133. Under the terms of operative paragraph 11 (a) of resolution 2005/83, the Commission requested the High Commissioner for Human Rights to provide for the translation of international human rights treaties as well as of resolution 2005/83, accompanied by an appropriate background explanatory note into the Somali language, for dissemination to the greatest extent possible within the country.

134. Total full costs of the activities envisaged under operative paragraph 11 (a) would amount to $3,000. It is anticipated that voluntary contributions would be sought to cover these costs from extrabudgetary resources available to OHCHR. Hence, no additional appropriation would be required.

135. Under the terms of operative paragraph 13 (a), the Commission decided to extend the mandate of the independent expert on the situation of human rights in Somalia for a further year and would request him to report to the Commission at its sixty-second session.

136. Total full costs of the activities envisaged under operative paragraph 13 (a) would amount to $103,100. The mandate of the independent expert falls under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005 and in the proposed programme budget for the biennium 2006-2007. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

137. Under the terms of operative paragraph 13 (b), the Commission decided to request the Secretary-General to continue to provide the independent expert with all necessary assistance in carrying out his mandate and to provide adequate resources, from within existing overall United Nations resources, to fund the activities of the

independent expert and the High Commissioner in providing advisory services and technical assistance.

138. In this connection, it is recalled that by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

139. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

XXVII. Resolution 2005/85 on technical cooperation and advisory services in the Democratic Republic of the Congo

140. Under operative paragraph 8 of resolution 2005/85, the Commission decided:

(a) To extend the mandate of the independent expert on the situation of human rights in the Democratic Republic of the Congo for one year and to request the Secretary-General to provide all necessary assistance to enable the independent expert to fulfil his mandate;

(b) To request the independent expert to submit a progress report to the General Assembly at its sixtieth session, and to report to the Commission at its sixty-second session.

141. Total full costs of the activities envisaged under paragraph 8 (a) and (b), if adopted, would amount to $81,600 in the biennium 2004-2005 under section 24, Human rights.

142. The mandate of the independent expert falls under the category of activities considered to be of a perennial nature. Provisions have already been included in the programme budget for the biennium 2004-2005 for activities of this nature. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

XXVIII. Decision 2005/104 on corruption and its impact on the full enjoyment of human rights, in particular economic, social and cultural rights

143. Under the terms of decision 2005/104, the Commission decided to endorse the request of the Subcommission on the Promotion and Protection of Human Rights to the Secretary-General to facilitate the work of the Special Rapporteur to prepare a comprehensive study on corruption and its impact on the full enjoyment of human rights, in particular economic, social and cultural rights, by enabling her to attend the meetings of the "Friends of the Convention", which take place in Vienna.

144. Total full costs of the activities envisaged under this decision, if adopted, would amount to $11,000 in the biennium 2004-2005 under section 24, Human rights.

145. The mandate of the Special Rapporteur falls under the category of activities considered to be of a perennial nature. Provisions have already been included in the programme budget for the biennium 2004-2005 for activities of this nature. Hence, no additional appropriation would be required as a result of the adoption of the decision.

XXIX. Decision 2005/105 on the study on non-discrimination as enshrined in article 2, paragraph 2, of the International Covenant on Economic, Social and Cultural Rights

146. Under the terms of decision 2005/105, the Commission decided to approve the decision of the Subcommission on the Promotion and Protection of Human Rights to appoint Mr. Marc Bossuyt as Special Rapporteur to undertake a study on non-discrimination as enshrined in article 2, paragraph 2, of the International Covenant on Economic, Social and Cultural Rights, based on the working paper prepared by Mr. Emmanuel Decaux (E/CN.4/Sub.2/2004/24) and on the comments received and the discussions held at the fifty-sixth session of the Subcommission, in close cooperation with the Committee on Economic, Social and Cultural Rights, and the decision to request the Special Rapporteur to submit a preliminary report to the Subcommission at its fifty-seventh session, an interim report at its fifty-eighth session and a final report at its fifty-ninth session. The Commission also approved the request that the Secretary-General provide the Special Rapporteur with all the necessary assistance to enable him to carry out his mandate.

147. Total full costs of the activities envisaged under decision 2005/105 would amount to $24,700 under section 24, Human rights, in the biennium 2004-2005 and $49,400 under section 23, Human rights, in the biennium 2006-2007.

148. The mandate of the Special Rapporteur falls under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005 and in the proposed programme budget for the biennium 2006-2007. Hence no additional appropriation would be required as a result of the adoption of the decision.

149. As regards the request that the Secretary-General provide the Special Rapporteur with all the necessary assistance to enable him to carry out his mandate, it is recalled that by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

150. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

XXX. Decision 2005/106 on promotion of the realization of the right to drinking water and sanitation

151. Under the terms of decision 2005/106, the Commission decided to approve the request of the Subcommission on the Promotion and Protection of Human Rights to have the reports of the Special Rapporteur to conduct a detailed study on the relationship between the enjoyment of economic, social and cultural rights and the promotion of the realization of the right to drinking water supply and sanitation (E/CN.4/Sub.2/2002/10, E/CN.4/Sub.2/2003/WP.3 and E/CN.4/Sub.2/2004/20) issued in the official languages of the United Nations.

152. The activities foreseen under decision 2005/106 could be undertaken only after the applicable procedures governing the issuance of the official United Nations documentation have been completed. It has not been possible to determine what additional costs would be incurred, if any, and whether such costs would be covered from available resources. The Commission was thus informed that the Secretariat will review the provisions of the decision and will bring the outcome of the review, including any additional requirements, to the attention of the Economic and Social Council when it considers the report of the Commission.

153. Two of the three reports that the Commission decided should be issued in the official languages of the United Nations, as requested by the Subcommission (E/CN.4/Sub.2/2002/10 and E/CN.4/Sub.2/2002/20) have already been issued in all official United Nations languages. In accordance with the United Nations rule that texts already issued in all official languages should not again be translated and issued, the third report, contained in document E/CN.4/2003/WP.3, was not issued as an official document since most of the contents of the draft submitted repeated information contained in E/CN.4/Sub.2/2002/10. As a result, the report was circulated as a working paper and not issued in all official languages.

XXXI. Decision 2005/107 on terrorism and human rights

154. Under the terms of decision 2005/107, the Commission decided, inter alia, to recommend to the Economic and Social Council, mindful of the importance of the study of human rights and terrorism conducted over a number of years, that a compilation into a comprehensive document of all the reports and documents submitted to date by the Special Rapporteur be published as a United Nations publication as part of the *Human Rights Study Series*.

155. Total full costs of the activities envisaged under decision 2005/107 would amount to $14,000 under section 24, Human rights. No provisions have been made under the programme budget for the biennium 2004-2005 for these requirements. It is anticipated, however, that the costs could be absorbed within overall resources included in the programme budget for this biennium under section 24, Human rights.

156. The Secretariat respectfully draws the attention of the Commission to the fact that all the reports of the Special Rapporteur are available in the Official Document System of the United Nations, to which free public access has been provided via the Internet. The hard copies of the reports could be obtained from the United Nations

information centres and libraries around the world and from the information desk of OHCHR and its field offices.

XXXII. Decision 2005/108 on the difficulty of establishing guilt and/or responsibility with regard to crimes of sexual violence

157. Under the terms of decision 2005/108, the Commission, taking note of resolution 2004/29 of 12 August 2004 of the Subcommission on the Promotion and Protection of Human Rights, decided to approve the decision of the Subcommission to appoint Ms. Lalaina Rakotoarisoa as Special Rapporteur entrusted with preparing a detailed study on the difficulties of establishing guilt and/or responsibilities with regard to crimes of sexual violence, and to request the Special Rapporteur to submit to the Subcommission a preliminary report at its fifty-seventh session, an interim report at its fifty-eighth session and a final report at its fifty-ninth session. The Commission also approved the request to the Secretary-General to provide the Special Rapporteur with any assistance she may require to carry out her mandate.

158. Total full costs of the activities envisaged under this decision would amount to $28,400 under section 24, Human rights, in the biennium 2004-2005 and $56,800 under section 23, Human rights, in the biennium 2006-2007.

159. The mandate of the Special Rapporteur falls under the category of activities considered to be of a perennial nature. Provisions for activities of this nature have already been included in the programme budget for the biennium 2004-2005 and in the proposed programme budget for the biennium 2006-2007. Hence, no additional appropriation would be required as a result of the adoption of the resolution.

160. In connection with the request to the Secretary-General to provide the Special Rapporteur with any assistance she may require to carry out her mandate, it is recalled that by its resolution 59/277, the General Assembly approved, under the regular budget for the biennium 2004-2005, resources for OHCHR of $64,571,300 under section 24, Human rights. In addition, at the time of approval of resolution 58/271 A, the Assembly was informed that OHCHR projected extrabudgetary resources in the amount of $90,106,500 for the same period.

161. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

XXXIII. Decision 2005/109 on discrimination based on work and descent

162. Under the terms of decision 2005/109, the Commission decided to endorse the decision of the Subcommission on the Promotion and Protection of Human Rights to appoint Mr. Yozo Yokota and Ms. Chin-Sung Chung as Special Rapporteurs with the task of preparing a comprehensive study on discrimination based on work and descent, on the basis of the three working papers submitted to the Subcommission on this topic (E/CN.4/Sub.2/2001/16, E/CN.4/Sub.2/2003/24 and E/CN.4/Sub.2/2004/31),

the comments made during the sessions of the Subcommission at which those working papers were submitted and the provisions of the above-mentioned resolution, as well as on responses from Governments, national human rights institutions, relevant organs and agencies of the United Nations system and non-governmental organizations to a questionnaire to be elaborated and circulated by the Special Rapporteurs. The Commission also approved the request to the Special Rapporteur to submit a preliminary report to the Subcommission at its fifty-seventh session, a progress report at its fifty-eighth session and a final report at its fifty-ninth session, as well as the request to the Secretary-General and the United Nations High Commissioner for Human Rights to provide the Special Rapporteurs with all the assistance necessary to enable them to accomplish this task.

163. Total full costs of the activities envisaged under decision 2005/109 would amount to $42,100 in the biennium 2004-2005 under section 24, Human rights, and $84,200 in the biennium 2006-2007.

164. The mandate of the Special Rapporteurs falls under the category of activities considered to be of a perennial nature. Provisions have already been included in the programme budget for the biennium 2004-2005 and in the proposed programme budget for the biennium 2006-2007 for activities of this nature. Hence no additional appropriation would be required as a result of the adoption of the decision.

XXXIV. Decision 2005/110 on the final report on the study on indigenous peoples' permanent sovereignty over natural resources

165. Under the terms of decision 2005/110, the Commission decided, inter alia:

(*b*) To recommend to the Economic and Social Council that it authorize OHCHR to convene an expert seminar during 2005, to which representatives of indigenous peoples and Governments as well as the Special Rapporteur would be invited, in order to give further attention to and to discuss in detail the many political, legal, economic, social and cultural aspects and matters raised in the above-mentioned study, as well as to the study of the Special Rapporteur entitled "Indigenous peoples and their relationship to land" (E/CN.4/Sub.2/2001/21);

(*c*) Also to recommend to the Council, mindful of the importance of the studies, which may, inter alia, be used as a basis for reconciliation between Governments and indigenous peoples, that they be issued as United Nations publications as part of the *Human Rights Study Series*.

166. The activities envisaged under subparagraph (b) of decision 2005/110 would require provisions of $55,200 to cover travel and subsistence requirements for the participants in the seminar, including the Special Rapporteur, and conference servicing provisions of $57,000.

167. It is anticipated that the above total costs of $112,200 would be covered from extrabudgetary resources available to OHCHR. Hence, no additional appropriation would be required.

168. As regards subparagraph (c) of decision 2005/110, the Secretariat would respectfully draw the attention of the Commission to the fact that all the reports of the Special Rapporteur are available in the Official Document System of the United

Nations, to which free public access has been provided via the Internet. The hard copies of the reports could be obtained from the United Nations information centres and libraries around the world and from the information desk of OHCHR and its field offices.

XXXV. Decision 2005/113 on enhancing and strengthening the effectiveness of the special procedures of the Commission on Human Rights

169. Under the terms of operative paragraph (d) of decision 2005/113, the Commission decided to request the United Nations High Commissioner for Human Rights to organize, from within existing resources, an open-ended seminar to be held in 2005, in consultation with the expanded bureau of the Commission, as a part of enhancing and strengthening the effectiveness of the special procedures.

170. The activities envisaged in connection with organizing the open-ended seminar under operative paragraph 4 would require provisions under section 24, Human rights, of the programme budget for the biennium 2004-2005 for: (a) travel and subsistence for the eight special procedures mandate-holders, totalling $43,800 and (b) communications and miscellaneous administrative costs of $1,500.

171. No provisions have been made under the programme budget for the biennium 2004-2005 for the travel, subsistence and miscellaneous requirements. However, it is anticipated that the costs could be absorbed within overall resources included in the programme budget for this biennium under section 24, Human rights.

172. Preparation of the seminar would also require consultancy provisions of $15,000 under section 24, Human rights, of the programme budget for the biennium 2004-2005. It is anticipated that these costs could be absorbed within the overall extrabudgetary resources of OHCHR.

173. Total full costs for activities envisaged in connection with organizing the open-ended seminar under operative paragraph would amount to $60,300.

174. The attention of the Commission was also drawn to the provisions of resolution 45/248 B, section VI, in which the General Assembly reaffirmed that administrative and budgetary matters should be dealt with by the Fifth Committee and the Advisory Committee on Administrative and Budgetary Questions.

XXXVI. Decision 2005/115 on the organization of work of the sixty-second session of the Commission on Human Rights

175. Under the terms of decision 2005/115, the Commission recommended to the Economic and Social Council that it authorize six fully serviced additional meetings, including the provision of summary records, in accordance with rules 29 and 31 of the rules of procedure of the functional commissions of the Council, for the Commission's sixty-second session.

176. Total full costs of conference servicing envisaged under decision 2005/115, if adopted, would amount to $169,400 in 2006, broken down as follows:

	United States dollars
Section 2. General Assembly affairs and conference services	162 800
Section 29E. Administration, Geneva	6 600
Total	**169 400**

177. No conference servicing provisions have been made for these six additional meetings in the proposed programme budget for the biennium 2006-2007. It is estimated that additional requirements would amount to $162,800 under section 2, General Assembly affairs and conference services and $6,600 under section 28E, Administration, Geneva.

XXXVII. Decision 2005/116 on the reform proposed by the Secretary-General in the area of human rights

178. Under the terms of decision 2005/116, the Commission decided to establish an open-ended working group to be chaired by its current Chairperson, which will convene a 5-day intersessional meeting in June 2005 to reflect coherently on the recommendations on human rights contained in the report of the Secretary-General, with a view to contributing to the intergovernmental deliberations on the proposed reform of the United Nations in the General Assembly, and to this end recommended that the Commission should convene a one-day session to formally adopt the outcome of the open-ended working group and transmit its outcome to the Secretary-General through the Economic and Social Council.

179. The five-day session of the open-ended working group would require provisions for conference servicing as follows:

	United States dollars
Section 2. General Assembly affairs and conference services	157 200
Section 29E. Administration, Geneva	3 300
Total	**160 500**

180. The one-day session of the Commission would require provisions for conference servicing as follows:

	United States dollars
Section 2. General Assembly affairs and conference services	104 000
Section 29E. Administration, Geneva	1 000
Total	**105 000**

181. The Commission was informed that no provisions have been made under the programme budget for the biennium 2004-2005 to convene the two meetings envisaged and that it would not be possible to absorb additional conference servicing requirements detailed in paragraphs 179 and 180 above. Therefore, an additional appropriation by the General Assembly of $261,200 would be required under section 2, General Assembly affairs and conference services, and of $4,300 under section 29E, Administration, Geneva.

182. At its resumed organizational session in May 2005, decision 2005/116 and the related statement of programme budget implications was presented to the Council in document E/2005/55. Council decision E/2005/L.11/Rev.1 was adopted after the Council was informed that the decision entailed additional appropriations of $55,900 under section 2, General Assembly affairs and conference services, and $1,400 under section 29E, Administration, Geneva.